

Law Reporter 1996 Annual Index and Table of Cases for Volume 39

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How to Use This Index

The *Law Reporter* Annual Index is designed to make your 1996 issues of the *Law Reporter* a reliable and accessible research tool. Here are a few things you should know to make the best use of your index:

General Index by Subject (page LR-3). The major subject headings in the General Index correspond to the areas of law covered in each issue of the *Law Reporter*.

To locate a particular kind of case, first determine which area your inquiry falls into. Entries within each subject include both factual and legal issues. The numbers after the entries are the page numbers in Volume 39 of the *Law Reporter* where the cases appear.

Table of Cases (page LR-18). This table includes the most complete citations available as of November 1996.

Injury Awards (page LR-35). Entries in this section will direct you to cases in the *Law Reporter* that contain awards of damages for particular types of injuries. The following abbreviations are used in this section of the index: V for verdict; S for settlement; SS for structured settlement; PVS for postverdict settlement; A for arbitration award; M for mediation. An asterisk beside an award indicates plaintiff suffered injuries in addition to the one(s) listed.

Wrongful Death Awards (page LR-37). This table lists the wrongful death awards reported in Volume 39 of the *Law Reporter*. The following abbreviations are used in this section of the index: V for verdict; S for settlement; SS for structured settlement; PVS for postverdict settlement; A for arbitration award; M for mediation.

Offerings by Topic (page LR-38): To order, see the form on page 423.

To Obtain Further Information About a Case: The best source for additional information about a case is plaintiff's counsel. The name and city of the ATLA member involved in a case is provided, where possible, at the end of our report of the case. Your ATLA membership directory will provide you with the complete address and telephone number of any ATLA member.

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Injury Awards

The awards in products liability and professional negligence cases are published in the annual indexes to the Products Liability Law Reporter and the Professional Negligence Law Reporter.

arm injuries,

amputation(s),

\$4.4 million SS*: 334

\$3.15 million S*: 165

fractures,

\$2 million S*: 335

\$1.99 million V: 35

\$1.75 million S: 373

shoulder,

\$750,000 PVS: 52

nerve injuries,

\$920,700 comp. and \$18,000

pun. V: 316

\$528,500 V: 162

paralysis,

\$29.26 million V*: 361

shoulder injuries,

\$400,000 S: 285

back injuries,

disk(s),

bulging,

\$4.83 million V*: 143

\$200,000 S: 372

\$65,000 S: 99

disease, degenerative,

\$1.1 million V*: 162

disease, three-level,

\$325,000 V: 312

herniated,

\$4.1 million V*: 270

\$3.75 million V: 291

\$2.77 million V: 333

\$2.5 million V*: 291

\$2.1 million S*: 272

\$1.75 million V: 412

\$1.7 million S*: 211

\$1.44 million S: 162

\$1.08 million V: 188

\$970,000 V: 77

\$960,000 S: 291

\$850,000 V*: 348

\$810,000 V: 296

\$675,800 V: 415

\$649,700 S: 74

\$600,000 S*: 35

\$587,000 S: 74

\$507,000 A: 248

\$500,000 S*: 159

\$500,000 V: 364

\$444,700 V*: 412

\$225,000 S: 232

\$220,000 S: 367

\$150,000 S: 349

protruding,

\$1.67 million V: 11

\$350,000 S*: 27

ruptured,

\$1.12 million V: 158

\$841,300 V*: 117

fibromyalgia,

\$398,000 SS*: 157

fractures,

\$2.96 million V*: 78

\$840,000 S*: 78

\$750,000 S*: 234

nerve entrapment,

\$450,000 S: 122

spinal injuries,

\$1.53 million V: 415

\$1 million S: 271

\$741,500 V: 311

\$650,000 S*: 211

sprain,

\$988,000 V: 370

strain,

\$1 million S: 12

chronic,

\$470,500 V: 167

lumbar-sacral,

\$197,300 V: 205

brain injuries,

\$20 million V: 212

\$12.56 million S: 255

\$10 million V*: 145

\$5.6 million V: 203

\$5 million SS: 112

\$4.9 million SS: 390

\$4.15 million M*: 52

\$4.03 million SS*: 55

\$3.8 million V*: 54

\$3.34 million SS: 191

\$3.27 million S*: 101

\$3.25 million SS*: 13

\$2.1 million V: 23

\$2.1 million S*: 285

\$80,000 comp. and \$2 million

pun. V: 392

\$2 million V*: 64

\$1.43 million PVS: 295

\$1 million S*: 102

\$760,000 S: 295

\$500,000 S: 38

\$350,000 S*: 65

\$250,000 V: 361

brain lesion,

\$1 million S: 115

IQ, reduced,

\$1.5 million PVS: 402

breathing disorder(s),

pulmonary fibrosis,

\$2.5 million V: 209

Reactive Airways Dysfunction

Syndrome (RADS),

\$512,500 S: 27

burns,

\$5.34 million S*: 416

\$4.75 million SS: 366

\$1.03 million S: 372

\$935,000 S: 76

\$750,000 V: 335

\$300,000 S: 156

\$275,000 V: 69

cancer,

\$333 million PVS*: 375

consortium, loss of,

\$3 million V: 294

\$1.5 million V: 366

\$1.25 million V: 415

\$900,000 V: 203

\$800,000 V: 391

\$500,000 V: 256

\$250,000 SS: 366

\$200,000 V: 415

\$200,000 V: 54

\$200,000 V: 244

\$150,000 V: 77

\$112,500 V: 152

\$25,000 V: 251

facial injuries,

fracture(s),

\$1.21 million V*: 246

laceration(s),

\$226,700 comp. and \$50,000

pun. V: 284

foot injuries,

amputation(s),

toe(s),

\$1 million S: 250

fracture(s),

\$5.75 million V*: 366

\$2.88 million V*: 244

\$1.25 million S*: 255

\$816,800 S: 38

\$220,000 S: 99

\$176,500 V: 251

\$42,500 S: 64

laceration(s),

\$398,600 SS*: 188

hand injuries,

amputation,

\$2.5 million comp. and \$1.5

million pun.V*: 256

finger(s),

amputation,

\$335,000 S: 117

\$130,000 V: 233

fracture(s),

\$875,000 S: 159

wrist,

fracture(s),

\$200,000 comp. and

\$400,000 pun. V: 251

\$482,000 V: 70

head injuries,

\$1.7 million S*: 327

amnesia,
 \$202,700 SS*: 116
 closed-head,
 \$20 million V: 297
 \$7.5 million V: 235
 \$7.5 million V: 73
 \$5.5 million SS: 390
 \$4.06 million S: 144
 \$2.75 million SS*: 314
 \$2.12 million V*: 14
 \$2.1 million V: 23
 \$2.03 million S*: 190
 \$2.02 million V*: 54
 \$1.95 million V*: 312
 \$1.5 million S*: 13
 \$715,000 S*: 234
 \$300,000 S*: 152
 concussion,
 \$750,000 S*: 311
 \$200,000 S: 367
 neck,
 strain,
 \$425,000 V*: 292
 skull fracture,
 \$375,000 V: 154
internal injuries,
 lacerations,
 liver, spleen,
 \$450,000 S*: 14
 spleen, diaphragm,
 \$150,000 S*: 353
 lung,
 asbestosis,
 \$2.2 million V: 333
 \$472,500 V: 291
 disease,
 \$6 million S: 294
 punctured,
 \$955,000 SS*: 234
 \$171,500 V*: 117
 rib(s),
 fractured,
 \$475,000 S*: 286
 \$350,000 S*: 71
lead poisoning,
 \$800,000 S: 165
leg injuries,
 amputation,
 \$21.5 million V*: 112
 \$10.36 million V: 244
 \$7.5 million S*: 37
 \$5.14 million S*: 189
 \$925,000 S: 350
 buttock(s),
 amputation,
 \$1.02 million V*: 163
 fractures,
 \$3.5 million S*: 31
 \$2.45 million V*: 350
 \$700,000 V: 152
 \$660,000 V: 391
 \$600,000 S*: 416
 \$450,000 V: 271
 \$200,000 S: 157
 \$108,500 V*: 206
 \$52,500 S: 27
 hip,
 fracture(s),
 \$1.12 million S*: 296
 \$380,000 S: 329
 shattered,
 \$450,000 S*: 125
 knee,
 arthritis,
 \$1.1 million V*: 11
 \$1.48 million PVS: 168
 \$1.2 million V: 364
 \$1.18 million V: 373
 \$575,000 S: 161
 \$450,000 V: 158
 \$450,000 S: 74
 \$212,500 S: 287
 \$178,000 S*: 232
 \$175,000 V: 70
 pelvis,
 fractured,
 \$4.75 million V*: 126
 \$1.7 million V*: 373
 \$1.55 million V*: 77
paralyzing injuries,
 paraplegia,
 \$13 million SS: 256
 \$8 million SS*: 102
 \$4.98 million V*: 415
 \$3 million SS*: 67
 \$2.2 million S: 56
 \$975,000 SS: 314
 partial paralysis,
 \$101,000 S: 67
 quadriplegia,
 \$12.6 million V: 39
 \$6.91 million comp. and
 \$45,000 pun. V: 351
 \$1.7 million SS: 406
 \$1 million S: 205
psychological injuries,
 emotional distress,
 \$9 million comp. and \$10
 million pun. V: 389
 \$100,000 comp. and \$16.5
 million pun. V: 282
 \$2 million comp. and \$9
 million pun. V: 17
 \$650,000 comp. and \$3
 million pun. V: 199
 \$230,000 comp. and \$2.5
 million pun. V: 64
 \$1.08 million comp. and \$1
 million pun. V: 200
 \$1.5 million V: 196
 \$230,000 comp. and \$1.18
 million pun. V: 278
 \$1.03 million comp. and
 \$150,000 pun. V: 192
 \$1.1 million S*: 118
 \$250,000 comp. and
 \$750,000 pun. V: 242
 \$205,000 S: 201
 \$150,000 V: 334
 \$131,800 V: 210
 \$100,900 V: 281
 \$100,000 S: 146
 \$75,000 S: 122
 \$40,000 comp. and \$35,000
 pun. V: 246
 \$5,000 V: 123
 posttraumatic stress disorder,
 \$3 million V: 325
 \$260,000 comp. and \$1.6
 million pun. V: 28
 \$1 million S*: 32
 \$985,000 S: 144
 \$400,000 S: 350
 \$371,200 V*: 272
 \$185,000 S: 287
reputation,
 damage to,
 \$11 million comp. and \$30
 million pun. V: 317
 \$1.5 million V: 201
scarring,
 \$1.1 million PVS: 409

Wrongful Death Awards

Wrongful death awards from products liability and professional negligence cases are published in the annual indexes to the Products Liability Law Reporter and the Professional Negligence Law Reporter.

Men

\$175 million comp. and \$175 million pun. V, 40-year-old pilot earning \$32,000 annually, survived by wife, parents, and two minor children: 15
 \$20 million comp. and \$30 million pun. V, furniture restorer in mid-30s earning about \$25,000 annually, survived by parents, ex-wife, and minor daughter: 389
 \$9 million S, 45-year-old businessman earning about \$235,000 annually, survived by wife and two minor children: 145
 \$4.87 million V, \$3.8 million S, 33-year-old civil engineer earning \$42,000 annually, survived by wife and two minor children: 295
 \$5.3 million SS, environmental remediation worker earning about \$27,000 annually, survived by wife and three minor children: 78
 \$4.5 million S, 34-year-old mechanic earning \$35,000 annually, survived by wife and two minor children: 190
 \$4.5 million V, 38-year-old truck driver/laborer earning about \$56,000 annually, survived by wife and two minor sons: 334
 \$4.25 million S, 46-year-old engineer earning about \$90,000 annually, survived by wife and two minor children: 314
 \$2.24 million comp. and \$1 million pun. V, 28-year-old home health care aide earning about \$15,000 annually, survived by parents and adult brother: 390
 \$2.3 million V, 21-year-old cable installer earning \$9 per hour, survived by wife and minor son: 14
 \$2.25 million S, 42-year-old utility supervisor earning more than \$50,000 annually, survived by wife, two adult children, and minor child: 234
 \$1.7 million S, 50-year-old dental technician earning about \$65,000 annually, survived by wife and two adult children: 199
 \$1.5 million S, 39-year-old police officer earning about \$50,000 annually, survived by wife and three minor children: 30
 \$1.2 million V, 57-year-old truck driver earning \$31,000 annually, survived by wife and four adult daughters: 35
 \$1.15 million S, 54-year-old president of in-home nursing care company earning about \$90,000 annually, survived by wife, two adult children, and mother: 352
 \$1.12 million SS, 36-year-old market manager earning about \$44,500 annually, survived by wife and two minor children: 314
 \$1.08 million S, 23-year-old marine survived by parents: 101
 \$1 million S, 24-year-old college student survived by parents and three siblings: 34
 \$1 million S, 26-year-old grocery manager with \$24,000 projected annual earnings, survived by parents and minor daughter: 351
 \$950,000 S, 29-year-old tool/die maker earning about \$22,400 annually, survived by parents and minor son: 273
 \$790,000 V, 45-year-old real estate broker earning about \$25,000 annually, survived by wife and two minor sons: 271
 \$770,000 S, 50-year-old roofer earning about \$15,000 annually, survived by wife and three adult children: 211
 \$687,500 S, 30-year-old trucker earning about \$20,000 annually, survived by wife and three minor children: 333
 \$637,500 S, 69-year-old retiree survived by five adult children: 23
 \$615,000 S, 24-year-old college student survived by parents: 124
 \$550,000 S, 26-year-old carpenter earning about \$40,000 annually, survived by parents and three adult siblings: 414
 \$500,000 S, 40-year-old financial manager earning about \$44,300 annually, survived by wife, parents, and minor daughter: 15
 \$455,000 S, 36-year-old deckhand/professional diver earning minimum wage plus bonuses, survived by brother and mother: 140

\$435,000 S, 55-year-old loading dock foreman earning about \$32,000 annually, survived by wife and two adult daughters: 73
 \$425,000 S, 67-year-old restaurateur survived by wife and one adult child: 282
 \$400,000 S, 19-year-old survived by parents: 295

Women

\$70 million V, 20-year-old part-time waitress, survived by mother and minor children: 15
 \$20 million comp. and \$30 million pun. V, woman in mid-30s survived by husband: 389
 \$20 million comp. and \$30 million pun. V, woman in mid-30s survived by mother: 389
 \$8.15 million V, 50-year-old assistant preschool supervisor earning about \$16,000 annually, survived by husband and three adult children: 270
 \$8 million V, 40-year-old co-owner of children's clothing company earning about \$250,000 annually, survived by three minor children: 352
 \$4.7 million V, 20-year-old college student survived by mother and brother: 102
 \$4.5 million S, 24-year-old student survived by her parents and two minor children: 30
 \$2.75 million SS, 50-year-old homemaker survived by husband and two adult children: 314
 \$1.5 million V, 29-year-old law office manager earning \$30,000 annually, survived by husband, parents, and four siblings: 324
 \$775,000 S, 49-year-old salary analyst earning \$42,000 annually, survived by husband: 350
 \$585,000 SS, 18-year-old homemaker survived by minor son: 406
 \$421,000 S, 82-year-old woman survived by her husband and adult son: 250

Children

\$12 million V, 17-year-old boy survived by parents: 115
 \$3.9 million V, 10-year-old girl survived by parents and two adult siblings: 329
 \$3.25 million V, 5-year-old boy survived by parents and two siblings: 54
 \$3.2 million V, 16-year-old boy survived by parents: 235
 \$2.05 million S, 5-year-old girl survived by parents and two siblings: 121
 \$2 million PVS, 3-year-old boy survived by parents and two siblings: 69
 \$1.47 million V, 4-year-old boy survived by parents: 118
 \$1.03 million V, 12-year-old boy survived by parents and brother: 31
 \$1 million V, 13-year-old girl survived by mother: 36
 \$990,000 S, 2-year-old girl survived by mother: 144
 \$800,000 S, 11-year-old girl survived by parents and brother: 118
 \$350,000 V, 13-year-old girl survived by mother and minor sister: 328
 \$295,000 S, 14-year-old boy survived by mother and minor brother: 203

Multiple Victims

\$4.75 million M and \$800,000 S, 38-year-old engineer earning about \$38,000 annually, survived by wife and two minor children, and 12-year-old boy survived by parents and two minor siblings: 417
 \$3 million S and \$1 million S, 40-year-old rancher, 36-year-old homemaker, 8-year-old girl survived by minor boy, and two golf professionals: 315
 \$3 million S, 20-year-old college student survived by parents and 34-year-old firefighter and deliveryman earning about \$17,800 annually, survived by wife and daughter: 236
 \$2.72 million V, 5-year-old girl and 22-year-old girl survived by their mother, sisters, and fathers: 119